(8)

**HIGH COURT OF JUDICATURE CHHATTISGARH : BILASPUR**
**DIVISION BENCH**

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CORAM : **HON'BLE SHRI H.L. DATTU, CJ &**
**HON'BLE SHRI V.K. SHRIVASTAVA, J.**

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**WRIT PETITION NO. 937 OF 2002**

**PETITIONER**

Anil Kumar Tiwari, S/o Late Jagannath Prasad Tiwari, aged about 50 years, Occupation Anudeshak in Panchayat Sachiv Prashikshan Kendra, Bilaspur, Resident of Bilaspur, Tahsil and District Bilaspur (Chhattisgarh).

Versus

**RESPONDENTS**

1. The State of Chhattisgarh, through the Chief Secretary, Mantralay, D.K.S. Building, Raipur, Tehsil & District Raipur (CG).
2. The State of Madhya Pradesh, Through the Chief Secretary, Secretariat, Vallabh Bhawan, Bhopal (MP).
3. The Union of India, Through Ministry of Home Affairs, New Delhi.
4. The Commissioner, Panchayat and Social Welfare, Dau Kalyan Singh Bhawan, Chhattisgarh Government, Raipur.
5. The Commissioner, Panchayat and Social Welfare, M.P. Government, Bhopal (MP).
6. Pracharya, Panchayat Sachiv Prashikshan Kendra, Bilaspur (CG).
7. Pracharya, Panchayat Sachiv Prashikshan Kendra, Betul (MP).

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**Present :** Shri Shailendra Soni, counsel for the petitioner.
Shri A.S. Kachhawaha, Govt. Advocate for the State.

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**ORAL ORDER**
**(Passed on 15th March, 2007)**

The following oral order of the Court was passed by **H.L. Dattu, CJ**.

By order dated 15-12-2000, the petitioner was transferred from Bilaspur (Chhattisgarh) to Betul (Madhya Pradesh), though the petitioner had opted to serve in the State of Chhattisgarh.

2) It is the correctness or otherwise of the said order is the subject matter of this writ petition. Further a request is made for payment of salary from March, 2001 till the date of his allocation to the State of Chhattisgarh and for other monetary benefits.

3) Since, pursuant to request made by the petitioner, he has been transferred and subsequently allocated to the State of Chhattisgarh, we do not think that the petitioner can have any grievance against his transfer order made earlier. However, so far as salary is concerned, at the first instance the petitioner should approach the competent authorities for settling all his dues and if for any reason that representation is not considered by the competent authorities, then the petitioner has to approach this Court. In that view of the matter the following :

Order

1. The petition is disposed of.
2. Liberty is reserved to the petitioner to make an appropriate representation before the competent authorities for payment of salary and other dues, if any, from March,2001 till the date of his allocation to the State of Chhattisgarh.

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3. If and when such a representation is made, the competent authorities are directed to consider the same in accordance with law.

4. Ordered accordingly.

**Sd//-**
**V.K.Shrivastava**
**Judge**

**Sd/-**
**Chief Justice**